IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE ELEVENTH DAY OF NOVEMBER
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE R.SUBHASH REDDY

WRIT PETITION NO : 24677 of 2000

Between:

G.Sarojamma, W/o.Late G.Munindra Naidu,
R/o.Kotha Cherlopalli, Pudipatla Post,
Thirupathi (M), Chittoor District.

..... PETITIONER

AND

1 The Depot Manager, A.P.S.R.T.C.,
Srikalahasthi Depot, Chittoor District.
2 The Regional Manager, A.P.S.R.T.C.,
Thirupathi, Chittoor District.

.....RESPONDENT(S)

THE HONOURABLE SRI JUSTICE R. SUBHASH REDDY

WRIT PETITION NO. 24677 OF 2000

ORDER:

This Writ Petition is filed questioning the proceedings No. E2/785(10)/97-RM(T), dated 4-9-1997 issued by the Regional Manager, Andhra Pradesh State Road Transport Corporation, Thirupathi, Chittoor District.

The petitioner sought employment on compassionate grounds, as attender/sweeper. When her claim was not considered, the petitioner had approached this court and filed Writ Petition No.19902 of 1993. Pursuant to the order of this Court dated 28-12-1993 in the said Writ Petition, the respondents have considered the claim of the petitioner, and, by the impugned order dated 4-9-1997, rejected her claim on the grounds, that the petitioner is not possessing requisite qualification, and, there is no clear vacancy in the region of the second respondent-Corporation.

The learned Counsel for the respondent-Corporation has placed reliance on the judgment of the Supreme Court in the case of *APSRTC Vs. Kaiser Begum*, wherein it was held that contrary to the scheme, no direction can be issued, in absence of clear vacancy for the appointment on compassionate grounds.

When the matter has come up last week, the learned Standing Counsel appearing for the respondent-Corporation was asked to verify, whether the petitioner is entitle to any monetary benefit in lieu of compassionate appointment. It is submitted by the learned Counsel, on instructions, that the petitioner is eligible for payment of additional monetary benefit in lieu of compassionate appointment, as per the scheme.

In that view of the matter, I dispose of the Writ Petition directing the respondents to consider the claim of the petitioner for payment of additional monetary benefit as per the scheme, in lieu of compassionate appointment and pay the same within a period of eight weeks from the date of receipt of this order. No order as to costs.

JUSTICE R. SUBHASH REDDY

DATED: 11-11-2005.

Msnr.